

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
CLOSED SESSION DOCKET  
FOR  
TUESDAY, AUGUST 5, 2003  
AT 9:00 A.M.**

---

The City Council will meet in Closed Session on Tuesday, August 5, 2003 at 9:00 a.m. with the following agenda:

I. Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

- a. *City v. Westbrook Penasquitos, L.P., et al.*  
San Diego County Superior Court Case No. GIC 814382
- b. *United States of America v. City of San Diego*  
U.S. District Court No. 03-CV-1349-K  
  
*State of California v. City of San Diego*  
U.S. District Court No. 01-CV-550-B  
  
*San Diego BayKeeper/Surfrider Foundation v. City of San Diego*  
U.S. District Court No. 01-CV-550-B
- c. *Border Business Park v. City of San Diego* D039225; GIC692794  
*National Enterprises, Inc. v. City of San Diego* GIC791407; GIC805465  
*City of San Diego v. De La Fuente Business Park, et al.* 96-0782-J(CM)
- d. *Barnes-Wallace v. City of San Diego, et al.*  
USDC 00-CV-1726 J(AJB)

II. Conference with Legal Counsel - anticipated litigation - significant exposure to litigation, pursuant to California Government Code section 54956.9(b):

- a. Number of cases: Four

III. Conference with Legal Counsel - anticipated litigation - initiation of litigation, pursuant to California Government Code section 54956.9(c):

- a. Number of cases: Three

IV. Conference with Real Property Negotiator, pursuant to California Government Code section 54956.8:

- a.     Property:                   Qualcomm Stadium  
  
       City Negotiators:       Assistant City Attorney Leslie J. Girard, Deputy  
                                  City Manager Bruce Herring, Paul Jacobs, Esq.,  
                                  Daniel S. Barrett, and Robert J. Kheel  
  
       Negotiating Parties:   City of San Diego and the San Diego Chargers  
  
       Under Negotiation:     Real Property Interests at the Qualcomm Stadium  
                                  site pursuant to the recommendations of the Citizens  
                                  Task Force on Chargers Issues, and pursuant to the  
                                  terms of Paragraph 31 of the 1995 Agreement for  
                                  the Partial Use and Occupancy of Qualcomm  
                                  Stadium.
  
- b.     Property:                   Parcels 1, 2, 3, 4 and 5 of Parcel Map 18855.  
  
       Agency Negotiator:   Assistant City Attorney Leslie J. Girard, Deputy  
                                  City Manager Bruce Herring, and Peter Hall,  
                                  President, CCDC  
  
       Negotiating Parties:   City of San Diego, the San Diego Padres and JMI  
                                  Realty, Inc.  
  
       Under Negotiation:     Price and terms pursuant to the Memorandum of  
                                  Understanding for the Ballpark and Redevelopment  
                                  Project and its subsidiary agreements.